Application Serial No.: 10/712,762 Att'y Dkt: 2185-165

## **REMARKS**

Applicants respectfully request reconsideration of the application, as amended.

Applicants note with appreciation the indication of allowable subject matter within Claims 2–5.

Claims 2–5 are objected to because Claims 2 and 4 are identical and Claims 3 and 5 are identical; Claims 2 and 3 have been canceled accordingly. Claims 2, 4 and 6 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite. Claims 4 and 6 have been amended to more clearly recite that the <u>battery</u> has the same polarity at both ends. Claims 1, 3 and 5 are rejected under 35 U.S.C. § 102(e) as being anticipated by Fang (US 2003/0234632 A1). Claims 1, 3 and 5 are also rejected under 35 U.S.C. § 102(b) as being anticipate by Tamai (US 5,764,033). Without acceding to the rejections under § 102, Claims 1 and 5 have been canceled without prejudice. Thus, Claims 4 and 6 are pending.

In view of the amendments and remarks presented herein, Applicants respectfully submit that this application is in condition for allowance and should now be passed to issue.

A Notice of Allowance is respectfully solicited.

If any extension of time is required in connection with the filing of this paper and has not been requested separately, such extension is hereby requested.

The Commissioner is hereby authorized to charge any fees and to credit any overpayments that may be required by this paper under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 02-2135.

Respectfully submitted,
Rothwell, Figg, Ernst & Manbeck P.C.

September 14, 2005

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